an estimate for repairing it was prepared soon after. But in 1934, the raiyats failed to help in clearing the jungle growth. So necessary preliminary surveys for the restoration were delayed.

Mr. MARULA SIDDAPPA.—Will the work be carried out at least during the budget year?

Mr. N. N. AYYANGAR.—That is the intention of the Government.

Mr. H. M. CHANNABASAPPA.—In answer to sub-section (*b*), it is stated that the subject has been under correspondence with the Revenue Department. Are we to take it that the delay in restoring the tank has been due to Revenue Department?

Mr. N. N. AYYANGAR.—No. Necessary correspondence does take time.

Mr. H. M. CHANNABASAPPA.—How long does it ordinarily take to restore a tank after it breaches?

Mr. N. N. AYYANGAR.—It all depends upon the circumstances of each case.

Mr. B. L. BYANNA.—What is the estimated cost of restoration in this case?

Mr. N. N. AYYANGAR.—The estimates have not been prepared yet.

Mr. B. L. BYANNA.—What is the contribution expected of the raiyats?

Mr. N. N. AYYANGAR.—The rates have not yet been fixed.

Mr. Mummadi H. C. VEERABHADRAPPA.—The tank is awaiting restoration for the past seven years. Have at least remissions been given all these years to the raiyats holding lands under the tank?

Mr. N. N. AYYANGAR.—Yes. About Rs. 84 every year.

Mr. Mummadi H. C. VEERABHADRAPPA.—What is the total *jamabandi* under this tank?

Mr. N. N. AYYANGAR.—Notice.

Mr. Mummadi H. C. VEERABHADRAPPA.—What is the percentage of remissions granted so far?

Mr. N. N. AYYANGAR.—Notice.

Mr. Mummadi H. C. VEERABHADRAPPA.—Will the Government satisfy themselves that the remissions which are being granted are reasonable?

Mr. N. N. AYYANGAR.—We shall enquire.

Mr. K. L. NANJAPPA NADIG.—Is this a major or a minor tank?

Mr. N. N. AYYANGAR.—It is an unrestored minor tank.

Mr. K. L. NANJAPPA NADIG.—What is the *atchkat* below it?

Mr. N. N. AYYANGAR.—It will be 144 acres after restoration.

Mr. K. L. NANJAPPA NADIG.—What was the *atchkat* before the tank breached?

Mr. N. N. AYYANGAR.—About 100 acres.

Mr. K. L. NANJAPPA NADIG.—Are not the raiyats as well as the Government incurring a loss on account of non-restoration of the tank?

Mr. N. N. AYYANGAR.—Yes.

Takarars between Inamdars and Tenants.

Q.—27. **Mr. B. DONDE GOWDA,** Hassan Taluk, and all the other members of Hassan District.—

Will the Government be pleased to state:—

(*a*) whether they are aware of the existence of *takarars* between jodidars and their tenants in inam villages in respect of rights and accounts;

(*b*) whether it is a fact that Government have passed orders in July 1935 in the matter of the settlement of such *takarars*;

(*c*) whether they would be pleased to state the reasons why the order has not been brought into effect though three years have elapsed since?

A.—**The CHIEF SECRETARY to GOVERNMENT (Mr. H. V. Ramasvami).**

(*a*) Yes.

(*b*) Yes.

(*c*) The matter is under consideration.

Mr. B. DONDE GOWDA.—When did the Government first come to know that there were disputes between the inamdars and their tenants?

Mr. H. V. RAMASVAMI.—The order on this question was issued in 1935. That disputes existed must have come to notice much earlier than that.

Mr. B. DONDE GOWDA.—Are the Government convinced that the tenants are having trouble from the inamdars more than the inamdars are having from the tenants?

V-, 31'N38
N38
(B) 4688

Mr. H. V. RAMASVAMI.—It is both.

Mr. B. DONDE GOWDA.—How will the dispute be settled—in favour of the inamdars or the tenants?

Mr. H. V. RAMASVAMI.—The more important points have all been dealt with in the Government order. The member may refer to it for knowing the decision of Government.

Mr. B. DONDE GOWDA.—Are the Government aware that on account of the disputes not having been settled up, so many lands have been brought to sale by the inamdars and even *kadim* tenants dispossessed of the lands?

Mr. H. V. RAMASVAMI.—I cannot say that the lands have been brought to sale only on account of disputes.

Mr. B. DONDE GOWDA.—Are the Government aware that even after the arrears due to the inamdar are paid by the raiyats soon after the auction sales, the lands have not been restored to the original tenants?

Mr. H. V. RAMASVAMI.—That point also had been dealt with in the order.

Mr. B. DONDE GOWDA.—Are the Government aware that the hereditary title has been denied to the tenants in good many cases?

Mr. H. V. RAMASVAMI.—Government are aware that the tenants are labouring under various difficulties. But most of the troubles have been solved in favour of the tenants in the order referred to.

Mr. B. DONDE GOWDA.—Are the Government aware that in the case of lands which have been auctioned, the auction purchasers insist on the payment of old arrears by the tenants, *i.e.*, arrears which accrued prior to the auction sale and that for this and other reasons, *kadim* tenancy is labouring under many difficulties?

Mr. H. V. RAMASVAMI.—The right of *kadim* tenancy will not disappear so easily.

Mr. B. DONDE GOWDA.—It has been denied actually in a number of cases even when assessment was not in arrear, and the auction purchasers are insisting that assessment for a number of years should be paid if *kadim* tenancy should be recognised. Will the Government therefore take steps to remedy this grievance on the part of *kadim* tenants?

Mr. H. V. RAMASVAMI.—All these difficulties and inconveniences were brought to the notice of the special committee which the Government had appointed to consider this question and it was on the recommendations of that committee that the Government order in question was passed. It may be that some of the proposals contained in the order have not been given effect to yet. But this is due to the fact that fresh legislation is necessary for the purpose. For this reason, delay in settling the question finally is inevitable.

Mr. B. DONDE GOWDA.—Even before legislation is taken up, what is the difficulty in the way of Government restoring the *kadim* tenancy rights?

Mr. H. V. RAMASVAMI.—That is a question which can be settled even in connection with survey settlements.

Mr. B. DONDE GOWDA.—Why not Government conduct settlement operations at their own cost if the inamdars are not willing to do it?

Mr. H. V. RAMASVAMI.—That has already been ordered.

Mr. B. DONDE GOWDA.—Is there any objection to the revenue officers collecting the assessment due from all the tenants, issuing receipts for the payments made by them and paying the amounts due to the inamdars, instead of exposing the tenants directly to so much trouble at the hands of the inamdars?

Mr. H. V. RAMASVAMI.—Government cannot enter into the internal management of inam villages.

Mr. B. DONDE GOWDA.—Are they not interfering on behalf of the inamdars if the tenants failed to pay kandayam?

Mr. H. V. RAMASVAMI.—Yes. If the tenants have any legitimate grievances, they might seek the necessary relief from the concerned civil courts. And if they feel that they are entitled to any relief on the revenue side, they might bring their grievance to the notice of the Deputy Commissioner of the district.

Mr. B. DONDE GOWDA.—In many cases, the raiyats hesitate to go to courts and in fact, in some cases, they do not know the extent of the relief to which they may be entitled. In this view, will the Government be pleased to instruct the taluk officials to give all necessary

relief to the tenants such as by issuing receipts even if payments are made at the time of auction, etc.?

Mr. H. V. RAMASVAMI.—Necessary relief is being afforded even now. But as regards payments of land revenue, it is only to the inamdar that tenants must pay and it is only from them that they should obtain receipts.

Didaginakere Tank.

Q.—28. **Mr. S. B. JOGANNA GOWDA,** Chennarayapatna Taluk, and all the other members of Hassan District.—

Will the Government be pleased to state:—

(*a*) whether the breach of the sluice of the Didaginakere Tank in Hiresave Hobli has come to their notice;

(*b*) whether it has come to their notice that the villagers and the village officers have made representations many a time in the matter;

(*c*) the action that has been taken till now in this regard?

A.—**The SECRETARY to GOVERNMENT, PUBLIC WORKS DEPARTMENT (Diwan Bahadur N. N. Ayyangar).**

(*a*) That the sluice was leaky, was brought to notice.

(*b*) Yes, to repair the leaks.

(*c*) The sluice was repaired during 1934-35, and since then the sluice is not leaky.

Mr. K. L. NANJAPPA NADIG.—Is this a major or a minor tank?

Mr. N. N. AYYANGAR.—Restored minor tank.

Mr. K. L. NANJAPPA NADIG.—In answer to sub-section (*c*), Government have stated that the sluice was repaired in 1934-35 and that it is not leaky since then. Are not the Government aware then that even after the repair, the sluice is leaky?

Mr. N. N. AYYANGAR.—The report is that this sluice is working satisfactorily, but as you represent that it is leaky, the matter will be enquired into.

Removal of Fuel from Hiduvali Lands.

Q.—29. **Mr. K. VENKATARAMIAH,** Arkalgud Taluk, and all the other members of Hassan District.—

Will the Government be pleased to state:—

(*a*) whether it is a fact that Government held out a promise during the last session of the Representative Assembly in October 1937 to provide facilities to raiyats by amending the existing rules relating to the removal of fuel from the *hiduvali* lands for *bona fide* domestic purposes;

(*b*) how have the said rules been amended since;

(*c*) whether early orders would be issued in the matter to minimise the difficulties of raiyats?

A.—**The SECRETARY to GOVERNMENT, DEVELOPMENT DEPARTMENT (Mr. M. Venkatanaranappa).**—

(*a*) Yes.

(*b*) The question of amending the rules empowering the patel to issue *mafi* licence to remove not more than two cart-loads of fuel or charcoal a month, is under the consideration of Government.

(*c*) Yes.

Mr. K. VENKATARAMIAH.—Government say that they are considering the question of empowering the patel of each village to issue free licence to remove not more than two cart-loads of fuel or charcoal a month. Are they aware that two cart-loads a month are not sufficient at any rate in the case of big families?

Mr. M. VENKATANARANAPPA.—Government consider that two cart-loads would be sufficient for an average family.

Mr. K. VENKATARAMIAH.—On special occasions like marriages or during the rainy seasons, is it not necessary to stock larger quantities?

Mr. M. VENKATANARANAPPA.—Let us try the new rules for some time.

Mr. K. VENKATARAMIAH.—Why should such restrictions be placed in the way of our removing fuel from our own lands and specially when the fuel is required only for domestic requirements?

Mr. M. VENKATANARANAPPA.—It is not considered necessary to liberalise the rules further just at present.

Mr. N. BHOGI MALLIAH.—Are the Government aware that the rule will